

MV-984 (12/11)



New York State Department of Motor Vehicles

DIVISION OF LABOR RELATIONS

REPORT OF WORKPLACE VIOLENCE INCIDENT

Please fill out the form as accurately as possible and fax it to the Division of Field Investigation at (518) 474-7543 **AND** Labor Relations at (518) 474-8423. If the incident is a written threat, please include a copy of the letter with this report. Originals should be maintained in a workplace violence report folder at the primary office that the reporter works in.

OFFICE USE ONLY	
FILE NUMBER:	
Received:	
X RE:	
X RE:	
PRIVACY CONCERN:	<input type="checkbox"/> YES <input type="checkbox"/> NO

NAME OF INDIVIDUAL FILING REPORT

Name David Smart	Title Guard-Summit	Office Location Brooklyn South TVB	Phone Number 718-266-5512
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INCIDENT REPORTED TO

Date Reported 5/11/15	Person Reported To Danielle Calvo	Title Supervisor Grade 17
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INCIDENT

Date 5/11/15	Time 8:50	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Location of Occurrence Brooklyn South TVB near line 1
DFI Contacted? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DFI Contact Name		

EMPLOYEES INVOLVED

Name David Smart	Title Security Guard-Summit Security
Name	Title
Name	Title

OUTSIDE INDIVIDUALS INVOLVED

Name Mario H. Capogrosso	Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Phone 914-806-3692	Client ID #
Address 245 Saw Mill River Road Suite 106	City Hawthorne	State NY	Zip Code 10532
Name	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Phone	Client ID #
Address	City	State	Zip Code
Name	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Phone	Client ID #
Address	City	State	Zip Code

WITNESSES

Name George Han-MVR	Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Phone 718-266-5512	Client ID #
Address 2875 West 8th Street	City Brooklyn	State NY	Zip Code 11224
Name Anthony Adinolfi, ESQ	Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Phone 718-265-2211	Client ID #
Address 2875 West 8th Street	City Brooklyn	State NY	Zip Code 11224
Name	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Phone	Client ID #
Address	City	State	Zip Code

Continue on other side

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DMV-0000005

EXHIBIT

Exhibit 33

Description of Events Leading to the Incident and What Occured:

Near line 1 Mr. Capogrosso said to security guard David Smart "Are you looking at me?". David replied "You are looking at me". Mr. Capogrosso said "back up, back up", he then pushed David in his chest.

Nature and Extent of Injuries:

Additional Comments:

911 was called and two officers responded. David went up to the 60pct with them to make a report. They said that they could not arrest Mr. Capogrosso because he pushed David with an open hand not a closed fist. I was told by Judge Gelbstein to go with officers from the police room, to tell Mr. Capogrosso that he must leave the building, and to give him legal's phone number for any further details. I did that and he left the building.

Danielle Calvo

Name of Individual Filing Report




Signature of Individual Filing Report

5/11/15

Date

Name of Supervisor



Signature of Supervisor

Date